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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH

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**STANDING ORDER  
FOR ALL CIVIL CASES**

Howard C. Nielson, Jr.  
United States District Judge

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The court issues the following standing order in any civil case regarding procedures that supersede the court's local rules with respect to briefing, multiple motions to dismiss or motions for summary judgment, and proposed orders.

**I. Briefing:**

A party filing a motion to dismiss, motion for summary judgment, motion for injunctive relief, or a motion relating to the certification of a class action shall file a tabbed three-ring binder containing copies of all briefing on the motion and the operative complaint, as well as one or more separate tabbed three-ring binder(s) containing all exhibits filed in support of, or opposition to, the motion. Double-sided copies are preferred.

The binders shall be submitted after the court schedules a hearing on the motion, but no later than seven days before the scheduled hearing.

Unless otherwise ordered, binders are not required for emergency hearings or hearings that will be held remotely by Zoom or other similar means.

## **II. Multiple Motions to Dismiss or Motions for Summary Judgment**

Litigants shall file a single motion to dismiss or motion for summary judgment. Absent permission from the court, the court does not allow the practice of filing a separate motion for each cause of action.

If multiple parties are represented by the same counsel, motions and responses should be consolidated to a single document. If counsel represents multiple defendants, for example, he or she may file only a single motion to dismiss or motion for summary judgment on behalf of all defendants he or she represents absent permission from the court to file separate motions. Similarly, an attorney representing multiple plaintiffs should file a single response to each motion to dismiss or motion for summary judgment.

If multiple parties are represented by different attorneys, the attorneys shall coordinate with one another and file a single motion to dismiss or motion for summary judgment if it is practical to do so. For example, if multiple attorneys represent multiple defendants, the attorneys should avoid filing separate motions to dismiss or motions for summary judgment for each defendant where the defendants raise similar arguments. If possible, the attorneys should instead file a single consolidated brief, noting any differences between the arguments raised by the different defendants and avoiding repetition.

The court may strike portions of briefs that are repetitive or that have been cut and pasted from other documents filed with the court.

## **III. Proposed Orders**

In addition to attaching a copy of the order to the motion, a copy of all proposed orders must be directly e-mailed to chambers at the following address:

[utdecf\\_nielson@utd.uscourts.gov](mailto:utdecf_nielson@utd.uscourts.gov). Proposed orders e-mailed to chambers must be editable and

submitted in either WordPerfect or Word format. For further information see CM/ECF

[Administrative Procedures](#) II. G.

All proposed orders must be submitted using the format of the following template:

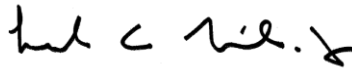
[Proposed Order Template.](#)

\* \* \*

**IT IS SO ORDERED.**

DATED this 16th day of November, 2020.

BY THE COURT:

A handwritten signature in black ink, appearing to read "H. C. Nielson, Jr.", is written over a horizontal line.

Howard C. Nielson, Jr.  
United States District Judge